

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

FILED

JUL 29 2002

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

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In Re: Vitamins Antitrust Litigation

Misc. No. 99-0197 (TFH)

This Document Relates To:

MDL No. 1285

*NBTY, Inc., Rexall Sundown, Inc., Twin Laboratories, Inc., and Cambr Company, Inc., f/k/a Solgar Vitamin & Herb Company v. F. Hoffmann-La Roche Ltd., et al, Case No. CV-99-4380 (E.D. N.Y.),*

Case No. 99-CV-2372  
(D.D.C.)

*Perrigo Company, et al v. F. Hoffmann-La Roche Ltd., et al, Case No. 99-CV-0590 (E.D. Mich.),*

Case No. 99-CV-2411  
(D.D.C.)

*Natural Alternatives International, Inc., Nutraceutical Corporation, Makers of Kal, Inc., and Weider Nutrition Group, Inc. v. F. Hoffmann-La Roche Ltd., et al, Case No. 99-CV-1858S (S.D. Cal.),*

Case No. 99-CV-2682  
(D.D.C.)

*Leiner Health Products Inc. v. F. Hoffmann-La Roche Ltd., et al, Case No. 99-09832-JSL (C.D. Cal.),*

Case No. 99-CV-3047  
(D.D.C.)

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**ORDER OF DISMISSAL, WITH PREJUDICE, OF THE "NBTY"  
PLAINTIFFS' INDIRECT CLAIMS AGAINST THE "TAKEDA" DEFENDANTS**

This cause is before the Court on the Stipulation of Plaintiffs NBTY, Inc., Perrigo Company, Natural Alternatives International, Inc., Nutraceutical Corporation, Makers of Kal, Inc., Leiner Health Products, Inc., Twin Laboratories, Inc., and Rexall Sundown, Inc. (collectively the "NBTY" Plaintiffs") and Defendants Takeda Chemical Industries, Ltd. and Takeda USA, Inc. n/k/a Takeda Vitamin & Food USA, Inc. (collectively the "Takeda Defendants") for the dismissal, with prejudice, of the "NBTY" Plaintiffs' claims in the above-captioned cases against the Takeda Defendants. (The NBTY Plaintiffs previously dismissed, with prejudice, their direct claims against the Takeda Defendants.) The Court has considered the Stipulation, the record in this case, and being

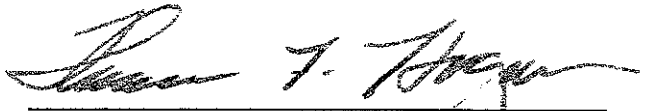
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otherwise advised, it is

Ordered and Adjudged that the foregoing Stipulation of Dismissal, With Prejudice, of the "NBTY" Plaintiffs' indirect claims against the Takeda Defendants be and the same is accepted and approved. Accordingly, it is

Ordered and Adjudged that the "NBTY" Plaintiffs' indirect claims in the above-captioned cases against the Takeda Defendants be and the same are hereby dismissed, with prejudice. This dismissal is without prejudice to the "NBTY" Plaintiffs' claims against any other Defendants or alleged co-conspirators in the above-captioned cases.

Done and ordered in chambers in Washington, D.C. this 27 day of July, 2002.

  
United States District Judge

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